

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

DONALD ROOTS,

Plaintiff,

v.

ROBERT W. FOX, et al.,

Defendant.

No. 2:24-cv-01767-DC-CKD PS

ORDER TO SHOW CAUSE

Plaintiff, who proceeds in this action without counsel, filed his complaint on June 24, 2024. (ECF No. 1.) On May 21, 2025, the court issued an order granting defendants Katherine Carlson and Gavin Newsom's motions to dismiss (ECF Nos. 11, 12) and giving plaintiff thirty (30) days to file an amended complaint. (ECF No. 29.) This order was served on plaintiff. However, on June 2, 2025, the mail was returned as undeliverable. (See Docket.) To date, plaintiff has not updated his address with the court. Plaintiff also has not filed an amended complaint.

It is plaintiff's duty to keep the court informed of his current address, and service of the court. In relevant part, Local Rule 182(f) provides: "Each appearing attorney and pro se party is under a continuing duty to notify the Clerk and all other parties of any change of address or telephone number of the attorney or the pro se party. Absent such notice, service of documents at the prior address of the attorney or pro se party shall be fully effective." Further, Local Rule

1 183(b) provides: “A party appearing in propria persona shall keep the Court and opposing parties  
2 advised as to his or her current address. If mail directed to a plaintiff in propria persona by the  
3 Clerk is returned by the U.S. Postal Service, and if such plaintiff fails to notify the Court and  
4 opposing parties within thirty (30) days thereafter of a current address, the Court may dismiss the  
5 action without prejudice for failure to prosecute.”

6 The court has considered whether the case should be dismissed or other sanctions imposed  
7 based on plaintiff’s failure to update his address. Nevertheless, in light of plaintiff’s pro se status,  
8 and the court’s desire to resolve the action on the merits, the court finds it appropriate to grant  
9 plaintiff an additional opportunity to update his address.

10 Accordingly, IT IS HEREBY ORDERED that within twenty-one (21) days of the date of  
11 this order, plaintiff shall show cause for his failure to keep the court apprised of his current  
12 address; failure to respond to this order will result in a recommendation of dismissal of plaintiff’s  
13 claims under L.R. 183(b).

14 Dated: October 10, 2025

  
CAROLYN K. DELANEY  
UNITED STATES MAGISTRATE JUDGE

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